THE HON'BLE SMT JUSTICE T. MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C. BHANU

W.P.No.25815 of 2005

Date: 07.12.2005

Between:

Nutal Pal

…. Petitioner

and

The Station House Officer, Central Crime Sation, Hyderabad & others.

….. Respondents.

THE HON'BLE SMT JUSTICE T. MEENA KUMARI

AND

THE HON'BLE SRI JUSTICE K.C. BHANU

W.P.No.25815 of 2005

ORDER: *(per the Hon'ble Smt. Justice T. Meena Kumari)*

This is a taken up case on the Telegram, dated 28.11.2005, given by the petitioner seeking a direction to the respondents to produce her husband viz. Asit Pal, who was illegally detained by the police personnel of Central Crime Station, Hyderabad since 27.11.2005 and to set him at liberty.

The first respondent has filed the counter-affidavit denying the allegations in the Telegram. It is specifically mentioned that based on the complaint given by the alleged detenu against one Sibu Chakraborthy, a case in crime No.690 of 2005 under Section 408 I.P.C. has been registered and in that connection, the alleged detenu along with P.C.No.3515 was sent to Kolkata, since the said Sibu Chakraborthy was a resident of that place. Thereafter, both the alleged detenu and the police constable have returned to Hyderabad.

It is submitted by the learned Additional Advocate General across the Bar that the alleged detenu and one police constable were sent to Kolkata in connection with the crime registered against Sibu Chakraborthy, on the complaint being given by the alleged detenu to Panjagutta police. In that view of the matter, the question of detaining the alleged detenu illegally, does not arise.

Today, the petitioner herein and the alleged detenu viz. Asit Pal are present before this Court.

Therefore, in view of the submission made by the learned Additional Advocate General and in view of the averments made in the counter, We are of the view that no further orders are necessary in this writ petition and accordingly, the same is liable to be dismissed.

The writ petition is, therefore, dismissed.

(T. MEENA KUMARI.J)

(K.C. BHANU.J)

Date: 07.12.2005

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